

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q94616

Jean-Paul LECOUTRE, et al.

Allowed: March 24, 2010

Appln. No.: 10/577,051

Group Art Unit: 3754

Confirmation No.: 2336

Examiner: Daniel R. SHEARER

Filed: April 24, 2006

For: FLUID PRODUCT DISPENSING ASSEMBLY

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

ATTN: MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REMARKS

Applicant offers the following comments in response to the Examiner's Statement of Reasons for Allowance set forth on page 2 of the Notice of Allowability dated March 24, 2010. Even though the application includes 2 independent formulations of the invention, the Reasons for Allowance quote only claim 1. Accordingly, while the Statement appears to be an accurate statement of reasons for allowing claim 1, the statement is deficient by failing to acknowledge that claims 16-21 were allowed for independent reasons.

Patent Office personnel are requested to note that the present submission does not adversely affect the patent term adjustment accrued by the Applicant to date. As emphasized in the "Clarification of 37 C.F.R. §1.704(c)(10) – Reduction of Patent Term Adjustment for Certain Types of Papers Filed After a Notice of Allowance Has Been Mailed," 1247OG111 (6/26/01), "a

response to the examiner's reasons for allowance" is an example of a paper that does "not cause substantial interference and delay in the patent issue process" and is "not considered a 'failure to engage in reasonable efforts' to conclude processing or examination of the application."

Therefore, the Applicant remains entitled to the full patent term adjustment set forth on page 3 of the Notice of Allowance dated March 24, 2010.

Respectfully submitted,

/John M. Bird/

SUGHRUE MION, PLLC

Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: June 23, 2010

John M. Bird
Registration No. 46,027
for Raja Saliba
Registration No. 43,078